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Signed and Filed: October 20, 2014

6 HANNAH L. BLUMENSTIEL  
7 UNITED STATES BANKRUPTCY COURT  
8  
9 NORTHERN DISTRICT OF CALIFORNIA

10 In re WAUKEEN MCCOY, ) Bk. No. 14-30381 HLB  
11 ) Chapter 11 (Converted from Ch. 13)  
12 Debtor. ) ORDER ON MOTION FOR RELIEF  
13 ) FROM STAY  
14 )  
15 ) Date: October 20, 2014  
16 ) Time: 2:00 p.m  
17 ) Court: Judge Blumenstiel  
18 ) US Bankruptcy Court  
19 ) 235 Pine St., 23d Fl.  
20 ) San Francisco CA 94104  
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19 This matter came on for hearing before the court on October 20, 2014. Mark J. Romeo  
20 appeared on behalf of Movant MF Fund III, LP in support of the motion. Joe Angelo, Sagaria  
21 Law, PC appeared for the Debtor and Debtor Waukeen McCoy appeared in opposition to the  
22 motion. Debtor also filed written opposition to the Motion. Other appearances were noted in the  
23 record.

24 Having considered the papers and pleadings on file herein,

25 IT IS HEREBY ORDERED that the motion is granted and the relief from the automatic  
26 stay in this case is granted to MF Fund III LP

27 1) To File a Motion to Expunge A Notice of Pending Action recorded against  
28 Movant's real property located at 21 Buena Vista Park East, San Francisco, California 94117,

(the “Property”) and more fully described in the motion; and taking any other actions to clear title to the Property against invalid claims of the Debtor, in the action which the Notice was recorded, or any other proceeding now existing or hereafter filed;

2) Seeking the liquidation and award of attorneys fees and costs against Debtor in any Motion to Expunge, provided that any such award may only be enforced by proof of claim in this Court while this action is pending.

3) Movant's request that Debtor be barred from any further actions regarding claim of title to the property is denied. Neither party is barred from litigating whatever claims to title to the subject Property (21 Buena Vista Park East, San Francisco, California) by this Court.

IT IS FURTHER ORDERED this Order of the court be effective in this case and in any conversion of this case to another chapter without necessity of another motion and that this Order be effective immediately, notwithstanding Bankruptcy Rule 4001(a)(3).

\*\*END OF ORDER\*\*

APPROVED AS TO FORM:

Sagaria Law, P.C.

By Joseph Angelo

Dated: 10/20/2014

## COURT SERVICE LIST

Stay Motion, 10/20/14-MF Fund III, LP Movant  
Non ECF Registrants alphabetically

American Express  
POB 7868  
Fort Lauderdale, FL 33329

Atkinson Baker  
500 North Brand Blvd., 3<sup>rd</sup> Floor  
Glendale, CA 91203-1945

Bank of America (1 of 2)  
1825 E. Buckeye Road  
Phoenix, AZ 85034

Bank of America  
POB 982235  
El Paso TX 79998

Cap1/neimn  
26525 N. Riverwoods Blvd  
Mettawa IL 60045

Glen French  
1012 Benview Street  
San Francisco, CA 94110-5147

Jonathan McLaughlin  
1745 Clement St  
San Francisco, CA 94121

Kaushak Datani  
3232 22d St  
San Francisco CA 94110

Leo Epp & Co.  
CIM  
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San Francisco, CA 94107

Nieman Marcus  
POB 5235  
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Nossaman, LLP  
15760 Venturas Blvd.  
Encino CA 91436

VSAC Federal Loans  
10 E Allen St.  
Winooski, VT 05404

1 Waukeen McCoy  
2 941 Clayton St  
3 San Francisco, CA 94117-4425

4 West Publishing Corp  
5 4800 Wells Fargo Center  
6 90 South Seventh Street  
7 Minneapolis, MN 55402-4129

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